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QUINE INTELLECTUAL PROPERTY LAW GROUP, P.C.

By

  
Evelyn Gomez

Attorney Docket No. 309J-000520US  
Client Ref. No. 2002-278-3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Matthew P. Augustine, et al.

Application No.: 10/622,008

Filed: July 16, 2003

For: METHODS AND DEVICES FOR  
ANALYSIS OF SEALED  
CONTAINERS

Examiner: Unassigned

Art Unit: 2862

INFORMATION DISCLOSURE  
STATEMENT UNDER 37 CFR § 1.97 and  
§ 1.98

Commissioner for Patents  
P.O. Box 1450  
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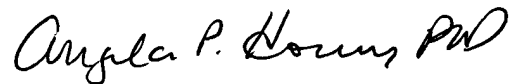
Sir:

The references cited on attached form PTO-1449 are being called to the attention of the Examiner. Copies of the references are enclosed. It is respectfully requested that the cited information be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that no fee is required for submission of this statement, since it is being submitted prior to the first Office Action on the merits per 37 CFR 1.97(b)(3). However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 50-0893. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

A handwritten signature in cursive script that reads "Angela P. Horne, Ph.D.".

Angela P. Horne, Ph.D.  
Reg. No. 41.079

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Substitute for form 1449A-B/PTO

INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT

(Use as many sheets as necessary)

## Complete if Known

Application Number	10/622,008
Filing Date	July 16, 2003
First Named Inventor	Matthew P. Augustine
Group Art Unit	Unassigned
Examiner Name	Unassigned
Attorney Docket Number	309J-000520US
Date Submitted	December 5, 2003

## U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code (if known)			
	1	5,530,353		Blanz	06-25-1996	

## FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
		Office	Number	Kind Code (if known)				

## OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T
	2	DRYSDALE AND FLEET "Acetic Acid Bacteria in Winemaking: A Review" Am. J. Enol. Vitic. 39:143-154 (1988).	
	3	CASTIÑEIRA et al. "Simultaneous Determination of Organic Acids in Wine Samples by Capillary Electrophoresis and UV Detection: Optimization with Five Different Background Electrolytes" J. High Resol. Chromatogr. 23:647-652 (2000).	
	4	GUILLOU AND RENIERO "Magnetic Resonance Sniffs Out Bad Wine" Physics World 11:22-23 (1998).	
	5	HAYES et al. "An Efficient, Highly Homogeneous Radiofrequency Coil for Whole-Body NMR Imaging at 1.5 T" J. Magn. Reson. 63:622-628 (1985).	
	6	SCHINDLER et al. "A Rapid Automated Method for Wine Analysis Based Upon Sequential Injection (SI)-FTIR spectroscopy" Fresenius 362:130-136 (1998).	
	7	VONACH et al. "High Performance Liquid Chromatography with Real-Time Fourier-Transform Infrared Detection for the Determination of Carbohydrates, Alcohols and Organic Acids in Wines" J. Chromatogr. A. 824:159-167 (1998).	
	8	KOŠIR et al. "Wine Analysis by 1D and 2D NMR Spectroscopy" Analysis 26:97-101 (1998).	

Examiner Signature		Date Considered	
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Substitute for form 1449A-B/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(use as many sheets as necessary)</i>	<b>Complete if Known</b>	
	Application Number	<b>10/622,008</b>
	Filing Date	<b>July 16, 2003</b>
	First Named Inventor	<b>Matthew P. Augustine</b>
	Group Art Unit	<b>Unassigned</b>
	Examiner Name	<b>Unassigned</b>
	Attorney Docket Number	<b>309J-000520US</b>
	Date Submitted	<b>December 5, 2003</b>

	9	MILLET AND LONVAUD-FUNEL "The Viable but Non-Culturable State of Wine Micro-Organisms During Storage" Lt. Appl. Microbiol. 30:136-141 (2000).	
	10	RIBÉREAU-GAYON "New Developments in Wine Microbiology" Am. J. Enol. Vitic. 36:1-10 (1985).	
	11	WEEKLEY et al. "Using NMR to Study Full Intact Wine Bottles" J. Magn. Reson. 161:91-98 (2003).	

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



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PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number

10/622,008

Filing Date

July 16, 2003

First Named Inventor

Matthew P. Augustine

Group Art Unit

2862

Examiner Name

Unassigned

Total Number of Pages in This Submission

Attorney Docket Number

309J-000520US

## ENCLOSURES (check all that apply)

- ☐ Fee Transmittal Form  
☐ Fee Attached  
☐ Amendment / Response  
☐ After Final  
☐ Affidavits/declaration(s)  
☐ Extension of Time Request  
☐ Express Abandonment Request  
☒ Information Disclosure Statement  
☐ Certified Copy of Priority Document(s)  
☐ Response to Missing Parts/  
Incomplete Application  
☐ Response to Missing  
Parts under 37 CFR  
1.52 or 1.53

- ☐ Assignment Papers  
(for an Application)  
☐ Drawing(s)  
☐ Licensing-related Papers  
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and Accompanying Petition  
☐ Petition to Convert to a  
Provisional Application  
☐ Power of Attorney, Revocation  
Change of Correspondence  
Address  
☐ Terminal Disclaimer  
☐ Small Entity Statement  
☐ Request for Refund

- ☐ After Allowance Communication  
to Group  
☐ Appeal Communication to Board  
of Appeals and Interferences  
☐ Appeal Communication to Group  
(Appeal Notice, Brief, Reply Brief)  
☐ Proprietary Information  
☐ Status Letter  
☒ Additional Enclosure(s)  
(please identify below):

PTO-1449 form, Cited  
References and receipt  
acknowledgment postcard

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Individual name

Angela P. Horne, Ph.D., Reg. No. 41,079, Quine Intellectual Property Law Group, P.C.

Signature

Angela P. Horne, Ph.D.

Date

December 5, 2003

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Evelyn Gomez

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Evelyn Gomez

Date

12-5-2003